

**PHARMACY BOARD[657]**

**Notice of Intended Action**

**Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”**

**Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.**

Pursuant to the authority of Iowa Code sections 124.301 and 147.76, the Board of Pharmacy hereby gives Notice of Intended Action to amend Chapter 17, “Wholesale Drug Licenses,” Iowa Administrative Code.

The amendment was approved at the November 17, 2009, regular meeting of the Board of Pharmacy.

The proposed amendment requires drug wholesalers to complete an annual inventory of all controlled substances in stock and to maintain the record of that inventory for a period of two years from the date of the inventory.

Requests for waiver or variance of the discretionary provisions of Board rules will be considered pursuant to 657—Chapter 34.

Any interested person may present written comments, data, views, and arguments on the proposed amendment not later than 4:30 p.m. on January 19, 2010. Such written materials may be sent to Terry Witkowski, Executive Officer, Board of Pharmacy, 400 S.W. Eighth Street, Suite E, Des Moines, Iowa 50309-4688; or by E-mail to [terry.witkowski@iowa.gov](mailto:terry.witkowski@iowa.gov).

This amendment is intended to implement Iowa Code sections 124.306 and 155A.17.

The following amendment is proposed.

Amend subrule 17.16(2) as follows:

**17.16(2) *Records maintained.*** Inventories and records shall be made available for inspection and photocopying by any authorized official of the board or of any governmental agency charged with enforcement of these rules for a period of two years following disposition of the drugs. ~~A biennial~~ The annual inventory of controlled substances shall be maintained for a minimum of ~~four~~ two years from the date of the inventory.